



#3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 09/843,529

Filing Date: April 26, 2001

Applicant: Dirk Formhals et al

Group Art Unit: 2122

Examiner:

Title: REMOTELY CONTROLLED PROGRAM OPERATION

Attorney Docket: 7347-000003 (200T034.01 US)

Hon. Commissioner of Patents and Trademarks
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS

Sir:

In response to the Notice to File Missing Parts dated June 20, 2001,

Applicants hereby submit:

1. Our check in the amount of \$920. (\$710 to complete basic filing fee, \$80 for one independent claim over 3 and the late filing surcharge of \$130);
2. Executed German Language Declaration; and
3. Copy of Notice to File Missing Parts of Non-Provisional Application as mailed from the PTO.

Request for Substitute Drawings

Applicants note that substitute drawings were required in compliance with 37 CFR because the drawings (allegedly) contain excessive text. Applicants respectfully disagree. Although 37 CFR 1.84 requires minimum text in legends, 37 CFR 1.96(b) requires that "[i]f the computer program listing is contained on ten printout pages or less, it must be submitted either as drawings or as part of the specification". Accordingly, Applicants respectfully submit that its drawings fully comply with the provisions of 37 CFR 1.84. Therefore, reconsideration of the requirement for substitute drawings is requested.

Favorable consideration of this application is respectfully requested.

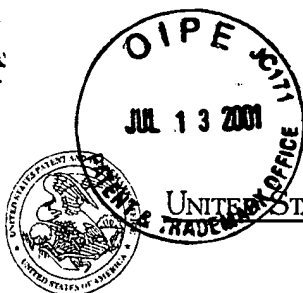
Respectfully submitted,

Dated: July 10, 2001

HARNESS, DICKEY & PIERCE, P.L.C.
P.O. Box 828
Bloomfield Hills, Michigan 48303
(248) 641-1600

By: G. Gregory Schivley

G. Gregory Schivley
Reg. No. 27,382



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/843,529	04/26/2001	Dirk Formhals	7347-000003

CONFIRMATION NO. 7402

27572

HARNESS, DICKEY & PIERCE, PLC
5445 CORPORATE DRIVE, SUITE 400
TROY, MI 48098

FORMALITIES LETTER



OC000000006207675

Date Mailed: 06/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$80.
 - \$80 for 1 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 920.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings contain excessive text. Suitable descriptive legends may be used, or may be required by the Examiner where necessary for understanding of the drawing but should contain as few words as possible (see 37 CFR 1.84(o));

*A copy of this notice **MUST** be returned with the reply.*

07/16/2001 JADD01
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02 FC:102
03 FC:105
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80.00 OP
130.00 OP

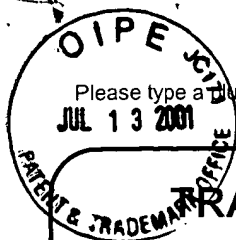
up

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Sector \$

Please type a plus sign (+) inside this box → ☒

JUL 13 2001

TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission	Application Number	09/843,529	
	Filing Date	April 26, 2001	
	First Named Inventor	Dirk Formhals et al	
	Group Art Unit	2122	
	Examiner Name		
		Attorney Docket Number	7347-000003

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks		The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT


Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name	G. Gregory Schivley	Reg. No.	27,382
Signature					
Date	July <u>10</u> , 2001				

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

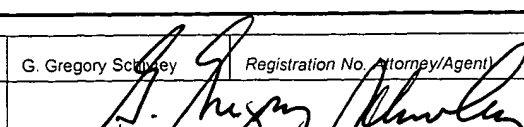
Typed or printed name	G. Gregory Schivley		
Signature		Date	July <u>10</u> , 2001

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

	FEE TRANSMITTAL for FY 2001		<i>Complete if Known</i>	
			Application Number	09/843,529
			Filing Date	April 26, 2001
			First Named Inventor	Dirk Formhals et al
			Examiner Name	
			Group / Art Unit	2122
Patent fees are subject to annual revision.		Attorney Docket No.	7347-000003	
TOTAL AMOUNT OF PAYMENT (\$)		920		

METHOD OF PAYMENT (check one) 1. <input type="checkbox"/> The Commissioner is hereby authorized to charge indicated fees and credit any over payments to: Deposit Account Number: 08-0750 Deposit Account Name: Harness, Dickey & Pierce, P.L.C. <input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27					FEE CALCULATION (continued)																																																																																																																																																																																																																																														
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104	270	204	135	Multiple dependent claim, if not paid																																																																																																																																																																																																																																															
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**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY		Complete (if applicable)			
Name (Print/Type)	G. Gregory Schreyer	Registration No.	27,382	Telephone	248 641 1600
Signature		Date	July 10, 2001		

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